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Attorneys for Defendant
Hartford Life and Accident Insurance Company

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

YURI CARDENAS,

Plaintiff,

v.

HARTFORD LIFE & ACCIDENT
INSURANCE COMPANY and
BITTORRENT, INC. LONG TERM
DISABILITY PLAN,

Defendant.

Case No. 4:19-CV-00272-HSG

**STIPULATED MOTION TO DISMISS THE
PLAN; ~~PROPOSED~~ ORDER**

Complaint Filed: January 16, 2019

Trial Date: None Set

Pursuant to Fed. R. Civ. P. 21, Defendants Group Long Term Disability and Life Plan for Employees of BitTorrent, Inc. ("the BitTorrent Plan") and Hartford Life and Accident Insurance Company and Plaintiff Yuri Cardenas stipulate to the dismissal of named Defendant the BitTorrent Plan, without prejudice, in the above-referenced matter. As grounds for this stipulated motion to dismiss, the parties agree that the long-term disability benefits at issue in this case are fully insured by Defendant Hartford Life and Accident Insurance Company ("Hartford") pursuant to a long-term disability insurance policy issued to BitTorrent, Inc., ("the Policy"), and that Hartford is responsible for payment of all sums that may be due to Plaintiff under the Policy. The parties

1 further agree that Hartford will not assert failure to name the BitTorrent Plan as a defense in this
2 matter.

3 **IT IS SO STIPULATED.**

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5 DATED: February 26, 2019

Respectfully submitted,

FEINBERG, JACKSON, WORTHMAN &
WASOW, LLP

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8 By: /s/ Nina Wasow
Nina Wasow

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10 Attorneys for Plaintiff
Yuri Cardenas

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12 DATED: February 26, 2019

OGLETREE, DEAKINS, NASH, SMOAK &
STEWART, P.C.

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15 By: /s/ Jillian R. O'Brien
Jillian R. O'Brien

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17 Attorneys for Defendant
Hartford Life and Accident Insurance Company

18
19 DATED: February 26, 2019

TRUCKER HUSS, APC

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22 By: /s/ Angel Garrett
Angel Garrett

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24 Attorneys for Defendant
Group Long Term Disability and Life Plan for
Employees of BitTorrent, Inc.

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Certification Pursuant to Local Rule 5-1(i)(3)

Pursuant to Local Rule 5-1(i)(3), I, Jillian R. O’Brien, do attest that all signatories listed, and on whose behalf the filing is submitted, concur in this filing’s content and have authorized the filing.


Dated: February 26, 2019 By: /s/ Jillian R. O’Brien
Jillian R. O’Brien

[PROPOSED] ORDER

PURSUANT TO THE ABOVE STIPULATION, IT IS SO ORDERED:

Defendant Group Long Term Disability and Life Plan for Employees of BitTorrent, Inc. (erroneously named BitTorrent, Inc. Long Term Disability Plan) (“the BitTorrent Plan”) is hereby dismissed from this action without prejudice.

Dated: February 27, 2019


Hon. Haywood S. Gilliam, Jr.
United States District Judge